

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Allow Blended Sentencing for Certain Juveniles

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17-A MRSA §1259 is enacted to read:

§ 1259. Commitments to the Department of Corrections of bound-over juveniles who have not attained 16 years of age at the time of sentence imposition

A juvenile who has been bound over, pursuant to Title 15, section 3101, subsection 4, for a juvenile crime for which the juvenile had the burden of proof with respect to the finding of appropriateness, who is subsequently, as to the juvenile crime's adult counterpart, convicted and sentenced to a sentence alternative involving imprisonment and who has not attained 16 years of age at the time of sentence imposition must be committed to a Department of Corrections juvenile correctional facility for an indeterminate period not to extend beyond the juvenile's 18th birthday to serve the term of imprisonment or any unsuspended portion until discharge from the juvenile correctional facility and once discharged must be transferred to a Department of Corrections adult correctional facility to serve out the remainder of the imprisonment term or unsuspended portion, if any.

Sec. 2. 34-A MRSA §3802, sub-§1, ¶G, as amended by PL 2007, c. 196, §7, is further amended to read:

G. To confine juveniles ordered confined pursuant to Title 12, sections 6004, 8004 and 10608 and Title 29-A, section 115; and

Sec. 3. 34-A MRSA §3802, sub-§1, ¶H, as enacted by PL 2007, c. 196, §7, is amended to read:

H. To confine juveniles ordered confined pursuant to Title 15, section 3314, subsection 7-; and

Sec. 4. 34-A MRSA §3802, sub-§1, ¶I is enacted to read:

I. To confine juveniles committed to a juvenile correctional facility pursuant to Title 17-A, section 1259.

Sec. 5. 34-A MRSA §4102-A, sub-§1, ¶G, as amended by PL 2007, c. 196, §8, is further amended to read:

G. To confine juveniles ordered confined pursuant to Title 12, sections 6004, 8004 and 10608 and Title 29-A, section 115; and

Sec. 6. 34-A MRSA §4102-A, sub-§1, ¶H, as enacted by PL 2007, c. 196, §8, is amended to read:

H. To confine juveniles ordered confined pursuant to Title 15, section 3314, subsection 7-; and

Sec. 7. 34-A MRSA §4102-A, sub-§1, ¶I is enacted to read:

I. To confine juveniles committed to a juvenile correctional facility pursuant to Title 17-A, section 1259.

Effective July 18, 2008